



**IN THE SUPREME COURT OF THE STATE OF MONTANA
THE OFFICE OF THE CLERK OF SUPREME COURT
HELENA, MONTANA 59620-3003**

ROGER M SULLIVAN
ATTORNEY AT LAW
745 S MAIN
KALISPELL MT 59901

June 5, 2009

RE: District Court Case No: BDV 08-480

NOTICE OF FILING

Supreme Court No.
DA 09-0322

PLAINS GRAINS LIMITED PARTNERHIP, a
Montana limited partnership; PLAINS GRAINS,
INC., a Montana corporation; ROBERT E.
LASSILA an EARLYNE A. LASSILA; KEVIN D.
LASSILA and STEFFANI J. LASSILA; KERRY
ANN (LASSILA) FRASER; DARYL E. LASSILA
and LINDA K. LASSILA; DOROTHY LASSILA;
DAN LASSILA; NANCY LASSILA BIRTWISLE;
CHRISTOPHER LASSILA; JOSEPH W. KANTOLA
and MYRNA R. KANTOLA; KENT HOLTZ; HOLTZ
FARMS, INC., a Montana corporation; MEADOW-
LARK FARMS, a Montana partnership; JON C.
KANTOROWICZ and CHARLOTTE KANTOROWICZ;
JAMES FELDMAN and COURTNEY FELDMAN; DAVID
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and LaLONNIE WARD; JANNY KINION-MAY; C LAZY
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MEHMKE; WALTER MEHMKE and ROBIN MEHMKE;
LOUISIANA LAND & LIVESTOCK, LLC, a limited
liability corporation; GWIN FAMILY TRUST, U/A
DATED SEPTEMBER 20, 1001; FORDER LAND 7
CATTLE CO.; WAYNE W. FORDER and DOROTHY
FORDER; CONN FORDER and JEANINE FORDER;

ROBERT E. VIHINEN and PENNIE VIHINEN; VIOLET VIHINEN; ROBERT E. VIHINEN, TRUSTEE OF ELMER VIHINEN TRUST; JAYBE D. FLOYD and MICHAEL E. LUCKETT, TRUSTEES OF THE JAYBE D. FLOYD LIVING TRUST; ROBERT M. COLEMAN and HELEN A. COLEMAN; GARY OWEN and KAY OWEN; RICHARD W. DOHRMAN and ADELE B. DOHRMAN, CHARLES CHRISTENSEN and YULIYA CHRISTENSEN; WALKER S. SMITH, JR. and TAMMIE LYNNE SMITH; JEROME R. THILL; and MONTANA ENVIRONMENTAL INFORMATION CENTER, a Montana nonprofit public benefit corporation,

Plaintiffs and Appellants,

v.

BOARD OF COUNTY COMMISSIONERS OF CASCADE COUNTY, the governing body of the County of Cascade, actin by and through Peggy S. Beltrone, Lance Olson and Joe Briggs,

Defendants and Appellees,

SOUTHERN MONTANA ELECTRIC GENERATION and TRANSMISSION COOPERATIVE, INC.; the ESTATE OF DUANE L. URQUHART; MARY URQUHART; SCOTT URQUHART; and LINDA URQUHART,

Intervenors and Appellees.

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PLEASE NOTE the time for filing the appellant's opening brief has NOT yet begun. Another notice will be sent when this office receives the district court record, the filing of which initiates the briefing schedule pursuant to the Montana Rules of Appellate Procedure.

Sincerely,



ED SMITH
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BRIAN J HOPKINS
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121 4TH ST N STE 2A
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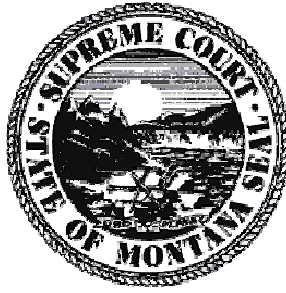
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ELIZABETH BEST
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425 3RD AVE N
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GREAT FALLS MT 59403

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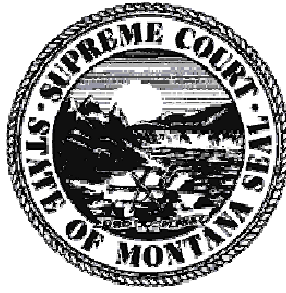
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PO BOX 7909
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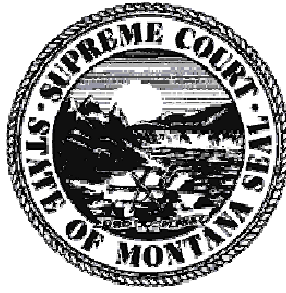
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PO BOX 1746
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